

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Gregory Alexander Welch,

Civil 08-6330 ADM/FLN

Plaintiff,

v.

O R D E R

Assistant Ramsey County Attorneys  
Robert A. Plesha and David E.  
Miller, and Ramsey County Judges  
Gary W. Bastian and M. Michael  
Monahan, et al.,

Defendants.

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Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United States Magistrate Judge Franklin L. Noel dated January 7, 2009, all the files and records, and no objections having been filed to said Report and Recommendation,

**IT IS HEREBY ORDERED** that:

1. Plaintiff's application to proceed in forma pauperis, (Docket No. 2), is

**DENIED;**

2. This action is **SUMMARILY DISMISSED** pursuant to 28 U.S.C. § 1915A(b);

3. Plaintiff is required to pay the unpaid balance of the Court filing fee, namely \$341.09, in accordance with 28 U.S.C. § 1915(b)(2); and

4. The dismissal of this action is treated as a "strike" against Plaintiff for

purposes of 28 U.S.C. § 1915(g).

DATED: February 5, 2009

at Minneapolis, Minnesota

s/Ann D. Montgomery

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JUDGE ANN D. MONTGOMERY  
United States District Court